

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT  
Southern District of New York

SUMMONS IN A CIVIL CASE

One Communications Corp., as successor in  
interest to CTC Communications Group, Inc.  
and CTC Communications Acquisition Corp.,

Plaintiff,

V.

**'07 CIV 3905**  
CASE NUMBER:

JP Morgan SBIC LLC, Sixty Wall Street SBIC  
Fund, L.P., The Megunticook Fund II, L.P.,  
The Megunticook Side Fund II, L.P.,  
Kevin O'Hare, Jeffrey Koester, Mellon Investor  
Services LLC as nominal defendant as escrow  
agent and Verizon New England Inc. as defendant  
on a declaratory judgment claim,

**JUDGE SWAIN**

Defendants.

TO: (Name and address of Defendant)

See attached list of defendants.

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

**TEITLER & TEITLER**  
John M. Teitler (JT-3111)  
Nicholas W. Lobenthal (NL-1451)  
1114 Avenue of the Americas  
New York, NY 10036  
(212) 997-4400

an answer to the complaint which is served upon you with this summons, within 20 days  
after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by  
default will be taken against you for the relief demanded in the complaint. Any answer that you serve  
upon the parties to this action must be filed with the Clerk of this Court within a reasonable period of time  
after service.

**J. MICHAEL McMAHON**  
CLERK

DATE MAY 18 2007

*Manos Quintero*  
(BY) DEPUTY CLERK

**LIST OF DEFENDANTS**

JP Morgan SBIC LLC  
C/o J.P. Morgan Partners, LLC  
270 Park Avenue  
New York, NY 10017  
New York County

Sixty Wall Street SBIC Fund, L.P.  
270 Park Avenue  
New York, NY 10017  
New York County

The Megunticook Fund II, L.P.  
143 Newbury Street  
Boston, MA 02116  
Suffolk County

The Megunticook Side Fund II, L.P.  
143 Newbury Street  
Boston, MA 02116  
Suffolk County

Kevin O'Hare  
48 Steeplechase Drive  
Doylestown, PA 18901  
Bucks County

Jeffrey Koester  
32 Haskell Lane  
Marlborough, Massachusetts 01752  
Middlesex County

Verizon New England Inc.  
185 Franklin Street  
Boston, MA 02110  
Suffolk County

Mellon Investor Services LLC  
480 Washington Boulevard  
Jersey City, NJ 07310  
Hudson County

**TEITLER & TEITLER**

John M. Teitler (JT-3111)  
Nicholas W. Lobenthal (NL1451)  
1114 Avenue of the Americas  
New York, NY 10036  
(212) 997-4400  
Attorneys for Plaintiff One Communications Corp.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

\_\_\_\_\_  
One Communications Corp., as successor in  
interest to CTC Communications Group, Inc.  
and CTC Communications Acquisition  
Corp.,

Plaintiff,

- v. -

JP Morgan SBIC LLC, Sixty Wall Street  
SBIC Fund, L.P., The Megunticook Fund II,  
L.P., The Megunticook Side Fund II, L.P.,  
Kevin O'Hare, Jeffrey Koester, Mellon  
Investor Services LLC as nominal defendant  
as escrow agent and Verizon New England  
Inc. as defendant on a declaratory judgment  
claim,

Defendants.  
\_\_\_\_\_

O7 CV 3905 (LTS)

AFFIDAVIT OF SERVICE

STATE OF NEW YORK )  
 ) ss.:  
COUNTY OF NEW YORK )

I, Charles F. Mon, being duly sworn, depose and say:  
I am not a party to this action, am over the age of 18 and reside  
at 108-24 71<sup>st</sup> Avenue, Forest Hills, NY 11375. I am a licensed  
process server license No. 0921878.

On May 22, 2007, at approximately 1:30 P.M., I served the within SUMMONS, COMPLAINT, RULE 7.1 DISCLOSURE STATEMENT, CIVIL COVER SHEET, INDIVIDUAL PRACTICES OF JUDGE LAURA SWAIN, 3<sup>RD</sup> AMENDED INSTRUCTIONS FOR FILING AN ELECTRONIC CASE OR APPEAL, PROCEDURES FOR ELECTRONIC CASE FILING, GUIDELINES FOR ELECTRONIC CASE FILING AND INDIVIDUAL PRACTICES OF MAGISTRATE PECK on Verizon New England Inc., c/o CT Corporation System, 111 Eighth Avenue, New York, NY 10011, by delivering a true copy thereof to Paula Kash, Senior Process Specialist. Ms. Kash is a Caucasian female, approx. 55 years old, 5'0", 115 lbs., with blond hair.

  
Charles F. Mon

Sworn to before me this  
23<sup>rd</sup> day of May, 2007

  
NOTARY PUBLIC

LAUREN PRUZAN GAYNOR  
Notary Public, State of New York  
No. 02GA6045759  
Qualified in New York County  
Commission Expires July 31 2010